

CONTRACT AMENDMENT

CITY OF TUCSON DEPARTMENT OF PROCUREMENT
255 W. ALAMEDA, 6TH FLOOR, TUCSON, AZ 85701
P.O. BOX 27210, TUCSON, AZ 85726
(520) 837-4103
ISSUE DATE: December 12, 2013

CONTRACT NO.: 120576
CONTRACT AMENDMENT NO.: TWO (2)
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JM
CONTRACT OFFICER: KYLE PASEWARK

THIS CONTRACT IS AMENDED AS FOLLOWS:

REFUSE AND RECYCLING CONTAINER SOLUTIONS AND RELATED PRODUCTS, EQUIPMENT AND SERVICES

ITEM NO. I: CONTRACT RENEWAL

Pursuant to Contract No. 120576, Special Terms and Conditions, Section 5, Term and Renewal, the City is hereby exercising its option to renew the contract for the period of **February 01, 2014** through **January 31, 2015**.

ITEM NO. II: STANDARD TERMS AND CONDITIONS

Paragraph 6 of the Special Terms and Conditions is replaced in its entirety with the following:

- PRICE ADJUSTMENT:** The City will review fully documented requests for price adjustment after any Contract has been in effect for three (3) months. Any price adjustment will only be made quarterly. Price adjustments will be a factor in the extension review process. The City will determine whether the requested price adjustment or an alternate option, is in the best interest of the City.

Approved price adjustments will take effect quarterly during the contract term per the following schedule:

<u>EFFECTIVE DATE</u>	<u>QUARTER</u>
February 1st	February, March, April
May 1st	May, June, July
August 1st	August, September, October
November 1st	November, December, January

In order to allow the City sufficient lead time to review and consider the request for a price adjustment, the request should be submitted to the City at least 30 days in advance of the quarter in which the price adjustment would take effect.

ITEM NO. III: TERM AND RENEWAL

As requested by other agencies for ease of reference the Term and Renewal clause is reprinted with no changes.

- TERM AND RENEWAL:** The term of the Contract shall commence upon award and shall remain in effect for a period of one (1) year, unless terminated, canceled or extended as otherwise provided herein. The Contractor agrees that the City of Tucson shall have the right, at its sole option, to renew the Contract for four (4) additional one-year periods or portions thereof. In the event that the City exercises such rights, all terms, conditions and provisions of the original Contract shall remain the same and apply during the renewal period with the possible exception of price and minor scope additions and/or deletions.

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ALL OTHER PROVISIONS OF THE CONTRACT SHALL REMAIN IN THEIR ENTIRETY.

CONTRACTOR HEREBY ACKNOWLEDGES RECEIPT OF
AND UNDERSTANDING OF THE ABOVE AMENDMENT.

THE ABOVE REFERENCED CONTRACT AMENDMENT

IS HEREBY EXECUTED THIS 12 DAY
OF December, 2013, AT TUCSON, ARIZONA.

Laura P. Hubbard 12-12-13
Signature Date

Laura P. Hubbard
Director, Pricing
Typed Name and Title

Toker, LLC
Company Name

844 meacham Rd
Address

lhubbard@wastequip.com
Email Address

Statesville NC 28677
City State Zip

Laura Justus
As Director of Procurement and not personally

